

**IN THE UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF INDIANA
INDIANAPOLIS DIVISION**

**NIBCO INC., IN ITS CAPACITY AS THE
SPONSOR AND ADMINISTRATOR OF
THE NIBCO INC. PROFIT SHARING AND
401(K) SAVINGS PLAN,**

Plaintiff,

v.

**AMERICAN FUNDS SERVICE
COMPANY, and THE GROWTH FUND OF
AMERICA, INC.,**

Defendants.

CASE NO. 1:09-cv-0319 WTL-TAB

STIPULATION OF DISMISSAL WITH PREJUDICE

The Plaintiff, NIBCO Inc., in its capacity as the sponsor and administrator of the NIBCO Inc. Profit Sharing and 401(k) Savings Plan, by counsel, and the Defendants, American Funds Service Company and The Growth Fund of America, Inc., by counsel, pursuant to Rule 41(a)(1)(A)(ii) of the Federal Rules of Civil Procedure, hereby file this Stipulation of Dismissal with Prejudice, and stipulate that the above-captioned cause be dismissed in its entirety, with prejudice, each party to bear its own costs and attorneys fees.

s/ Thomas J. Costakis (by permission)

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CERTIFICATE OF SERVICE

I hereby certify that on May 17, 2010, a copy of the foregoing document was served via the Court's electronic filing system on the following parties:

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